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7 Attorneys for Defendant SOFTSCAPE, INC.

8
9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 OAKLAND DIVISION
12

13 SUCCESSFACTORS, INC.,

14 Plaintiff,

15 v.

16 SOFTSCAPE, INC.,

17 Defendant.
18
19

Case No.: C-08-1376 CW (BZ)

**DECLARATION OF JESSICA L. GRANT
IN SUPPORT OF DEFENDANT
SOFTSCAPE, INC.'S OPPOSITION TO
SUCCESSFACTORS, INC.'S MOTION
FOR A PROTECTIVE ORDER**

Date: TBD
Time: TBD
Place: Courtroom G, 15th Floor

Magistrate Judge Bernard Zimmerman

1 I, JESSICA L. GRANT, declare as follows:

2 1. I am a partner with the law firm of Taylor & Company Law Offices, LLP, counsel
3 of record for defendant Softscape, Inc. ("Softscape"). I make this declaration based on my
4 personal knowledge, except where otherwise indicated, and if I am called as a witness I would and
5 could testify competently to the matters contained herein.

6 2. SuccessFactors, Inc. ("SuccessFactors") has already issued eight third-party
7 subpoenas to: (1) Google, Inc.; (2) Verizon Internet Services, Inc.; (3) Comcast Cable
8 Communications Holdings, Inc. (for customer Rick Watkins); (4) Network Solutions; (5)
9 Courtyard by Marriott Boston Waltham; (6) Comcast Cable Communications Holdings, Inc. (for
10 customer Lillian Watkins); (7) Marriott International, Inc.; and (8) Ely Valls. The deposition
11 subpoena to Ms. Valls, who resides in Puerto Rico, contains thirteen separate document requests.

12 3. For every company that I have been in contact with regarding the four subpoenas at
13 issue in this motion, I have offered to meet and confer with them to narrow the document requests,
14 if necessary, to further reduce the burden on the company of responding to the subpoena. I have
15 also offered to work with these companies to reach agreement on dates for deposition and scope of
16 the deposition topics and document requests.

17 4. To date, Softscape has received letter objections from only one witness (Sears).
18 When I received those objections, I reiterated my offer to work with Sears to reach agreement on
19 dates for deposition and scope of the deposition topics and document request. I have not heard
20 back from Sears. To the best of my knowledge, none of the third party witnesses has moved to
21 quash.

22 I declare under penalty of perjury, under the laws of the United States of America, that the
23 foregoing is true and correct. Executed May 2, 2008, at San Francisco, California.

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25
26 /s/ Jessica L. Grant
27 JESSICA L. GRANT
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